

Attorney Docket No. SP00-172RE

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant:	Douglas M. Beall, et al.	LETTER
Serial No:	10/668,097	Group Art Unit: 1755
Filed:	9/22/03	Examiner: Karl E. Group
For:	Cordierite Body	

Commissioner for Patents  
 P.O. Box 1450  
 Alexandria, VA 22313-1450

Sir:

In response to the Office Action mailed herein on 09/29/2004, the Applicants respectfully submit that the original patent (the Ribboned Original Patent Grant) was in fact mailed to Mail Stop Reissue via Express Mail on 9/22/2003 as part of their Reissue Patent Application Transmittal. Evidence of this mailing and the fact that the original patent has already been surrendered to the U.S. Patent and Trademark Office is provided by the following transmitted copies of original documents:

1. Returned receipt postcard, dated 9/22/2003.
2. Reissue Patent Application Transmittal, page 1, item 11.

In consideration of this evidence and these facts, the Office is respectfully requested to locate the previously transmitted Original Patent and to pass this application to issue. If, for some reason, the Original Patent cannot be located, then the Applicants will provide upon request a statement of loss or inaccessibility of the Original Patent, based on loss of the patent at the U.S. Patent and Trademark Office as established by the above facts.

October 5, 2004

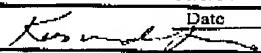
Date

Respectfully submitted,

CORNING INCORPORATED



Kees van der Sterre  
 Registration No. 25,938  
 Corning Incorporated  
 Patent Department  
 Mail Stop SP-TI-03-1  
 Corning, NY 14831  
 Phone: (607) 974-3294

<b><u>CERTIFICATE OF TRANSMISSION</u></b>	
<b><u>UNDER 37 C.F.R. § 1.8</u></b>	
I hereby certify that this paper and any papers referred to herein are being transmitted by facsimile to the Commissioner for Patents at 703-872-9306 on:	
10/5/04	
Date	
	
Kees van der Sterre	

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 607-974-3294  
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**To:** Examiner Karl Group

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**CENTRAL FAX CENTER**

**Of:** Group Art Unit 1755

OCT 05 2004

**Fax #:** 703-872-9306

**Phone #** 571-272-1368

**Date:** October 5, 2004

**Pages:** 5 (including cover)

**Re:** SN 10/668,097 filed 9/22/03

**CORNING**  
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*If not receiving properly, please notify Chris Watters (607) 974-2329*

Attached is a Response to the 09/29/2004 Office Action.

Kees van der Sterre

**CERTIFICATE OF TRANSMISSION UNDER 37 CFR 1.8**

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Kees van der Sterre

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PTO/SB/50 (06-03)

Approved for use through 01/31/2004. OMB 0851-0033

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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## REISSUE PATENT APPLICATION TRANSMITTAL

Address to:  Mail Stop Reissue Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450	Attorney Docket No.	SP00-172RE
	First Named Inventor	Douglas M. Beall, et al.
	Original Patent Number	6,541,407 B2
	Original Patent Issue Date (Month/Day/Year)	April 1, 2003
	Express Mail Label No.	EV327188665US

**APPLICATION FOR REISSUE OF:**  
 Utility Patent       Design Patent       Plant Patent  
 (Check applicable box)

**APPLICATION ELEMENTS (37 CFR 1.173)**

1.  Fee Transmittal Form (PTO/SB/56)  
*(Submit an original, and a duplicate for fee processing)*
2.  Applicant claims small entity status. See 37 CFR 1.27.
3.  Specification and Claims in double column copy of patent format  
*(amended, if appropriate)*
4.  Drawing(s) *(proposed amendments, if appropriate)*
5.  Reissue Oath/Declaration (original or copy)  
*(37 CFR 1.175) (PTO/SB/51 or 52)*
6.  Power of Attorney
7.  Original U.S. Patent currently assigned?  Yes  No  
*(If Yes, check applicable box(es))*
  - Written Consent of all Assignees (PTO/SB/53)
  - 37 CFR 3.73(b) Statement  
*(PTO/SB/96)*
8.  CD-ROM or CD-R in duplicate, Computer Program (Appendix) or large table
9. Nucleotide and/or Amino Acid Sequence Submission  
*(if applicable, all of the following are necessary)*
  - a.  Computer Readable Form (CFR)
  - b. Specification Sequence Listing on:
    - i.  CD-ROM (2 copies) or CD-R (2 copies); or
    - ii.  paper
  - c.  Statements verifying identity of above copies

**ACCOMPANYING APPLICATION PARTS**

10.  Statement of status and support for all changes to the claims. See 37 CFR 1.173(c).
11.  Original Patent Grant
  - Ribboned Original Patent Grant
  - Statement of Loss (PTO/SB/55)
12.  Foreign Priority Claim (35 U.S.C. 119) *(if applicable)*
13.  Information Disclosure Statement (IDS) PTO-1449  Copies of IDS Citations
14.  English Translation of Reissue Oath/Declaration *(if applicable)*
15.  Preliminary Amendment
16.  Return Receipt Postcard (MPEP 503) *(Should be specifically itemized)*

17. Other: \_\_\_\_\_

**18. CORRESPONDENCE ADDRESS**

<input checked="" type="checkbox"/> Customer Number:	22928	<input type="checkbox"/> OR	<input type="checkbox"/> Correspondence address below
Name	Anca C. Gheorghiu		
Address	Corning Incorporated SP-TI-3-1		
City	Corning	State	NY
Country	USA	Telephone	(607) 974-3322
			Fax
			(607) 974-3848

Name (Print/Type)	Anca C. Gheorghiu	Registration No. (Attorney/Agent)	44,120
Signature	<i>Anca C. Gheorghiu</i>		Date
			September 22, 2003

This collection of information is required by 37 CFR 1.173. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Mail Stop Reissue, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.  
 If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

PTO/SB/56 (08-03)

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REISSUE APPLICATION FEE TRANSMITTAL FORM						Docket Number (Optional) SP00-172RE		
Claims as Filed – Part 1								
	(1) Claims in Patent	(2) Number Filed in Reissue Application	(3) Number Extra	Small Entity		Other than a Small Entity		
				Rate	Fee	Rate	Fee	
Total Claims (37 CFR 1.16(j))	(A) 49	(B) 49	*** 0 =	x \$ ____ =		x \$ 84 =	0	
Independent claims (37 CFR 1.16(i))	(C) 4	(D) 4	* 0 =	x \$ ____ =		x \$ 18 =	0	
				Basic Fee (37 CFR 1.16(h))	\$ _____		\$ _____	
				Total Filing Fee	\$ _____	OR	\$ 750.00	
Claims as Amended – Part 2								
	(1) Claims Remaining After Amendment		(2) Highest Number Previously Paid For	(3) Extra Claims Present	Small Entity		Other than a Small Entity	
					Rate	Fee	Rate	Fee
Total Claims (37 CFR 1.16(j))	*** 49	MINUS	** 49	* = 0	x \$ ____ =	x \$ 84 =	0	
Independent Claims (37 CFR 1.16(i))	*** 4	MINUS	**** 4	= 0	x \$ ____ =	x \$ 18 =	0	
				Total Additional Fee	\$ _____	OR	\$ 0.00	
<p>* If the entry in (D) is less than the entry in (C), Write "0" in column 3.</p> <p>** If the "Highest Number of Total Claims Previously Paid For" is less than 20, Write "20" in this space.</p> <p>*** After any cancellation of claims.</p> <p>**** If "A" is greater than 20, use (B - A); If "A" is 20 or less, use (B - 20).</p> <p>***** "Highest Number of Independent Claims Previously Paid For" or Number of Independent Claims in Patent (C).</p>								
<p><input type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27.</p> <p><input checked="" type="checkbox"/> Please charge Deposit Account Number 03-3325 in the amount of \$750. A duplicate copy of this sheet is enclosed.</p> <p><input checked="" type="checkbox"/> The Director is hereby authorized to charge any additional fees under 37 CFR 1.16 or 1.17 which may be required, or credit any overpayment to Deposit Account Number 03-3325. A duplicate copy of this sheet is enclosed.</p> <p><input type="checkbox"/> A check in the amount of \$ _____ to cover the filing/additional fee is enclosed.</p> <p><input type="checkbox"/> Payment by credit card. Form PTO-2038 is attached.</p>								
<b>WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.</b>								
September 22, 2003 Date 44,120 Registration Number, if applicable				 Signature of Applicant, Attorney or Agent of Record Anca C. Gheorghiu Typed or printed name				

This collection of information is required by 37 CFR 1.16. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450

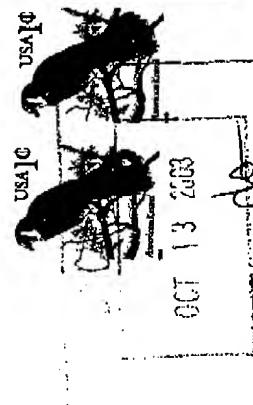
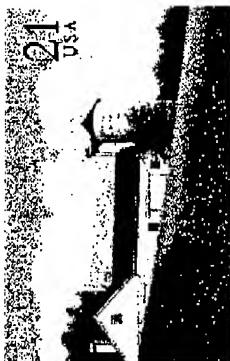
If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

Division EPD Date 9/22/03  
 INVENTOR Braell et al.  
 CASE No. SP00-172.RE  
 SERIAL No. \_\_\_\_\_  
 FILED \_\_\_\_\_  
 ATTORNEY A6

The Patent and Trademark Office acknowledges and has stamped hereon the date of receipt of the items checked below:

PAGES, PROVISIONAL APPLICATION PAPERS  
 PAGES, APPLICATION PAPERS Reissue  
 TOTAL CLS. \_\_\_\_\_ FEE \$ 750  
 5 SHEETS OF DRAWINGS  
FORMAL INFORMAL FIGURE NOS. 1-5  
 ASSIGNMENT  DECLARATION/OATH  
 POWER OF ATTORNEY 3.73(b) Statement  
 PRIOR ART STATEMENT Copies  
 LETTER - CHARGE DEPOSIT ACCOUNT  
 AMENDMENT Prelim  RESPONSE  
 ISSUE FEE  
 CERT. OF CORR.  NOTICE OF ERROR  
 REQUEST  DEMAND  
 INVITATION TO CORRECT  
 Spec! Claims in Double Column  
 Status Statement  
 Original Patent

EXPRESS MAIL: **EV327188665US**



CORNING INCORPORATED  
PATENT DEPARTMENT Received  
SP-TI-3-1 OCT 13 2003  
CORNING, NY 14831 Patent Dept.

16591 U.S. PRO  
**10/668097**  
09/22/03

Initials: [initials]  
[initials]